



Section 8

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Registered application of: : Group Art Unit: 3738
Inventor Name: Murphy et al. : Examiner: TBD
Serial Number: 09/864,510 : Case: 28122.89
Filed: May 24, 2001 : Bill R. Naifeh
Title: VENTRICULAR RESTORATION : HAYNES AND BOONE, L.L.P.
SHAPING APPARATUS AND METHOD OF USE : 901 Main Street, Suite 3100
: Dallas, Texas 75202-3789

RESPONSE AND TRANSMITTAL OF NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

Commissioner of Patents
ATTENTION: Initial Patent Examination Division
Washington, D. C. 20231

Dear Sir:

In response to the Notice To File Missing Parts of Nonprovisional Application Filing Date Granted mailed July 20, 2001 regarding the above-identified application, enclosed are the following:

1. The return copy of the Notice To File Missing Parts of Nonprovisional Application;
2. executed Declaration;
3. check in the amount of \$65.00;
4. ten sheets of formal drawings;
5. an original and one copy of this Transmittal letter; and
6. a return postcard.

The Commissioner is hereby authorized to charge any additional fees associated with this communication or to credit any overpayment to Deposit Account No. 08-1394.

Respectfully submitted,

Bill R. Naifeh
Registration No.44,962

Date: 8/14/01

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231

on

August 14, 2001

Erwin Alderson



UNITED STATES PATENT AND TRADEMARK OFFICE



COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/864,510	05/24/2001	Gregory Murphy	28122.89

CONFIRMATION NO. 2445

FORMALITIES LETTER



OC00000006321520

David L. McCombs
HAYNES AND BOONE LLP
Suite 3100
901 Main Street
Dallas, TX 75202-3789

Date Mailed: 07/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

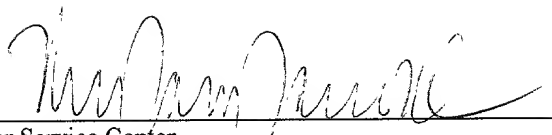
- The oath or declaration does not cover the newly submitted items.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 65.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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FOR "049360"